IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1756 OF 1991

Dena Bank. ... Plaintiff.

V/s.

Sumit Marketing Corporation. ... Defendant.

None for the Plaintiff.
Mr. N.M. Shah for the Defendant.

CORAM : DR. D.Y. CHANDRACHUD,J.

3RD JULY 2007.

P.C. :-

. The hearing of the suit was adjourned on 10th April 2003 at the request of the Plaintiff. The Suit was again adjourned on 17th April 2003. A statement was made before the learned Single Judge on behalf of the Defendant that the Plaintiff had been moved for a settlement of its dues in terms of a circular of the Reserve Bank of India.

2. The Plaintiff and its Advocate are absent when the suit has been called out on board today. Counsel appearing on behalf of the Defendant has placed on

record a photo copy of the letter dated 12th December 2003 issued by the Assistant General Manager of the Plaintiff, in the Assets Recovery Branch acknowledging receipt of the sum of Rs.2.27 lakhs in full and final settlement of the claim of the Plaintiff in the present Suit. In all probability therefore it appears that the Plaintiff is not interested in pursuing the suit since the dispute between the parties is settled.

3. The Suit is accordingly dismissed for want of prosecution.